

AMENDED IN SENATE APRIL 16, 2001

AMENDED IN SENATE APRIL 3, 2001

SENATE BILL

No. 310

Introduced by Senator Perata

February 20, 2001

An act to add Section 35183.5 to the Education Code, relating to pupils.

LEGISLATIVE COUNSEL'S DIGEST

SB 310, as amended, Perata. Pupils: protective sun clothing.

Existing law authorizes any school district to adopt or rescind a reasonable dress code policy, as specified.

This bill would require every schoolsite to allow for outdoor use during the school day, articles of sun-protective clothing, including, but not limited to, hats, thereby imposing a state-mandated local program, and authorize schoolsites to set policies related to that clothing.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement, including the creation of a State Mandates Claims Fund to pay the costs of mandates that do not exceed \$1,000,000 statewide and other procedures for claims whose statewide costs exceed \$1,000,000.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. Section 35183.5 is added to the Education Code,
2 to read:
3 35183.5. (a) Every schoolsite shall allow for outdoor use
4 during the school day, articles of sun-protective clothing,
5 including, but not limited to, hats.
6 (b) Each schoolsite shall have the discretion to set policies
7 related to the type of sun-protective clothing, including, but not
8 limited to, hats, that is required pursuant to subdivision (a).
9 Specific clothing and hats determined by the school district or
10 schoolsite to be gang-related *or inappropriate* apparel may be
11 prohibited by the dress code policy.
12 SEC. 2. Notwithstanding Section 17610 of the Government
13 Code, if the Commission on State Mandates determines that this
14 act contains costs mandated by the state, reimbursement to local
15 agencies and school districts for those costs shall be made pursuant
16 to Part 7 (commencing with Section 17500) of Division 4 of Title
17 2 of the Government Code. If the statewide cost of the claim for
18 reimbursement does not exceed one million dollars (\$1,000,000),
19 reimbursement shall be made from the State Mandates Claims
20 Fund.

